IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

MONDAY, THE 17TH DECEMBER 2007 / 26TH AGRAHAYANA 1929

LA.App..No. 1182 of 2007()

LAR.303/2001 of ADDL.SUB COURT, THALASSERY
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APPELLANT/RESPONDENT:

STATE OF KERALA REPRESENTED BY THE SPECIAL TAHSILDAR, L.A.NO.II, AIRPORT, KANNUR, MATTANNUR.

BY GOVERNMENT PLEADER SMT.K.R.DEEPA

RESPONDENTS/CLAIMANTS:
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1. **CHERIYAVALAPPINAKATH KAMALKUTTY HAJI, DERUSALAM HOUSE, PATANNUR, KOLAPPA.**
2. **KEETHADATH MUJAMMED HANEEF, DERUSALAM HOUSE, PATANNUR, KOLAPPA.**
3. **KEETHADATH MAHAROOF, DERUSALAM HOUSE, PATANNUR, KOLAPPA.**
4. **KEETHADATH SALEEF, DERUSALAM HOUSE, PATANNUR, KOLAPPA.**
5. **ARATHARAKKAL PUTHUKKUDY SHAHANAS, DERUSALAM HOUSE, PATANNUR, KOLAPPA.**

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 17/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A. NO. 1182 OF 2007

&

C.M. Appln. No. 1362 OF 2007

Dated this the 17th day of December, 2007.

J U D G M E N T

Kurian Joseph, J.

C.M. Appln. No. 1362/07

This is an application to condone the delay of 504 days in filing the appeal. On merits it is seen that the appeal is filed by the State aggrieved by the fixation of land value by the reference court. Acquisition pertains to Kannur Airport.

2. The reference court fixed the land value at the rate of Rs.3,250/- per cent. It is brought to our notice that this Court has sustained such fixation, since Land Acquisition Officer himself had granted land value at the rate of Rs.2,200/- per cent. Therefore, the application for condonation of delay and the appeal are dismissed.

KURIAN JOSEPH
JUDGE

HARUN-UL-RASHID
JUDGE

smp